

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Markus HECKER
Andreas H. WAGNER

Serial No.: 10/526,430

Filed: March 1, 2005

For: PHARMACEUTICAL FORMULATION
WITH NONSTEROIDAL
ANTIPHLOGISTICS AND NUCLEIC
ACIDS FOR TRANSFERRING NUCLEIC
ACIDS INTO EUKARYOTIC CELLS

Group Art Unit: 1632

Examiner: MONTANARI, DAVID A

Atty. Dkt. No.: DEBE:052US

Confirmation No.: 9671

CERTIFICATE OF ELECTRONIC SUBMISSION

DATE OF SUBMISSION: January 12, 2007

REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

A corrected filing receipt is requested in view of the error that appears in the original. For the convenience of the Patent and Trademark Office, attached is a photocopy of the original receipt on which the error has been noted.

There is an error in the title of the Application. Please replace "FORMULATION FOR FUNNELLING NUCLEIC ACIDS INTO EUKARYOTIC CELLS" with --
**PHARMACEUTICAL FORMULATION WITH NONSTEROIDAL ANTIPHLOGISTICS
AND NUCLEIC ACIDS FOR TRANSFERRING NUCLEIC ACIDS INTO**

EUKARYOTIC CELLS--. In support of this requested correction, Applicants attach a copy of the Preliminary Amendment filed November 21, 2006.

No fee is believed to be due in connection with the filing of this document. However, should any fee under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to this document, the Commissioner is authorized to deduct the appropriate fee from Fulbright & Jaworski Deposit Account No.: 50-1212/DEBE:052US.

Respectfully submitted,



Steven L. Highlander
Reg. No. 37,642
Attorney for Applicants

FULBRIGHT & JAWORSKI L.L.P.
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Date: January 12, 2007



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/526,430	02/13/2006	1615	515	DEBE:052US	7	8	1

CONFIRMATION NO. 9671

32425
 FULBRIGHT & JAWORSKI L.L.P.
 600 CONGRESS AVE.
 SUITE 2400
 AUSTIN, TX 78701

FILING RECEIPT



OC000000019909552

Date Mailed: 08/07/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).**

Applicant(s)

Markus Hecker, Göttingen, GERMANY;
 Andreas H. Wagner, Göttingen, GERMANY;

Power of Attorney: The patent practitioners associated with Customer Number 32425.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/DE03/02901 09/02/2003

Foreign Applications

GERMANY 102 40 418.6 09/02/2002

If Required, Foreign Filing License Granted: 08/04/2006

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/526,430**

Projected Publication Date: 11/16/2006

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

Pharmaceutical formulation with nonsteroidal antiinflammatories
 Title and nucleic acids for transferring nucleic acids into eukaryotic cells
~~Formulation for inwardly transferring nucleic acids into eukaryotic cells~~

Preliminary Class

514

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

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For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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Title 35, United States Code, Section 184

Title 37, Code of Federal Regulations, 5.11 & 5.15

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Acknowledgement Receipt

The USPTO has received your submission at **14:02:04** Eastern Time on **21-NOV-2006** .

No fees have been paid for this submission. Please remember to pay any required fees on time to prevent abandonment of your application.

eFiled Application Information

EFS ID	1327233
Application Number	10526430
Confirmation Number	9671
Title	Formulation for inwardly transferring nucleic acids into eucaryotic cells
First Named Inventor	Markus Hecker
Customer Number or Correspondence Address	32425
Filed By	Steven Lee Highlander/Collin Evans
Attorney Docket Number	DEBE:052US
Filing Date	13-FEB-2006
Receipt Date	21-NOV-2006
Application Type	U.S. National Stage under 35 USC 371

Application Details

Submitted Files	Page Count	Document Description	File Size	Warnings
20061121124659.pdf	3	Preliminary Amendment	122596 bytes	◆ PASS

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

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- Send general questions about USPTO programs to the USPTO Contact Center (UCC) .
- If you experience technical difficulties or problems with this application, please report them via e-mail to Electronic Business Support or call 1 800-786-9199.

PATENT

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In re Application of:
Markus HECKER
Andreas H. WAGNER

Serial No.: 10/526,430

Filed: March 1, 2005

For: PHARMACEUTICAL FORMULATION
WITH NONSTEROIDAL
ANTIPHLOGISTICS AND NUCLEIC
ACIDS FOR TRANSFERRING NUCLEIC
ACIDS INTO EUKARYOTIC CELLS

Group Art Unit: 1615

Examiner: Unknown

Atty. Dkt. No.: DEBE:052US

Confirmation No.: 9671

CERTIFICATE OF ELECTRONIC SUBMISSION

DATE OF SUBMISSION: November 21, 2008

SECOND PRELIMINARY AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Applicants respectfully submit this Preliminary Amendment in the above-referenced case. Consideration of this case in view of the amendments made herein is respectfully requested.

Amendments to the Specification begin on page 2.

Remarks begin on page 3.

AMENDMENTS TO THE SPECIFICATION:

Please replace the title of the application with the following:

**~~FORMULATION FOR FUNNELLING NUCLEIC ACIDS INTO EUKARYOTIC~~
~~CELLS~~**

**PHARMACEUTICAL FORMULATION WITH NONSTEROIDAL
ANTIPHLOGISTICS AND NUCLEIC ACIDS FOR TRANSFERRING NUCLEIC ACIDS
INTO EUKARYOTIC CELLS**

REMARKS

The specification has been amended to correct the title of the application.

It is believed that no fee is due with this communication, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed document, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski Deposit Account No. 50-1212/DEBE:052US.

The Examiner is invited to contact the undersigned attorney with any questions, comments or suggestions relating to the referenced patent application.

Respectfully submitted,



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Date: November 21, 2006